

IN THE FAMILY COURT OF THE STATE OF DELAWARE

ORDER ADDING RULE 90.4

TO THE FAMILY COURT RULES OF CIVIL PROCEDURE

This 8<sup>th</sup> day of August, 2007, **IT IS ORDERED THAT:**

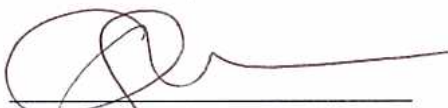
1. Rule 90.4 of the Family Court Rules of Civil Procedure shall read:

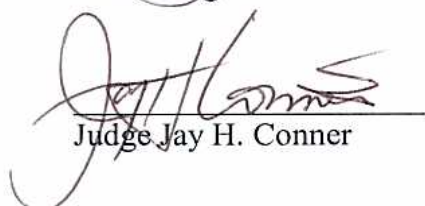
**Rule 90.4 Electronic Copy of Audio Record.**

- (a) Any party to a proceeding, or the party's authorized attorney, may obtain an electronic copy of the audio record of such proceeding upon the filing of an Application and Affidavit of Proper Use and upon payment of assessed costs, unless the audio record of such proceeding has been destroyed in accordance with the Court's archiving and retention policy.
- (b) The individual requesting the electronic copy must submit a notarized affidavit stating that the electronic copy of the audio record will not be copied, altered, transferred, or otherwise used in an inappropriate manner. Inappropriate use includes, but is not limited to, using the electronic copy on CD of the audio record for the purposes of harassment, embarrassment, entertainment, inflicting emotional distress, exploitation, blackmail, loss of employment, and/or commercial gain. Inappropriate use may implicate various criminal offenses.
- (c) Requests for an electronic copy of any child interview shall be made by motion setting forth the reason for the request.

2. This amendment shall be effective 30 days after notice to members of the Bar.

BY THE COURT:

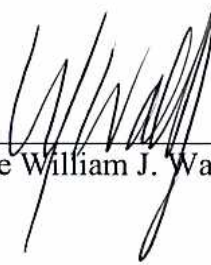
  
Chandlee Johnson Kuhn  
Chief Judge

  
Judge Jay H. Conner

  
Judge Kenneth M. Millman



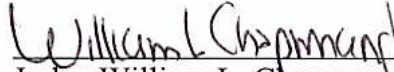
Judge William N. Nicholas



Judge William J. Walls, Jr.



Judge Mark D. Buckworth



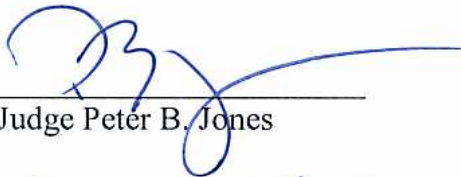
Judge William L. Chapman, Jr.



Judge Aida Waserstein



Judge Barbara D. Crowell



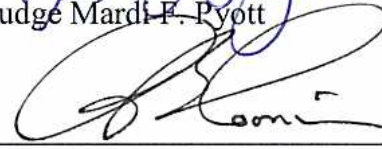
Judge Peter B. Jones



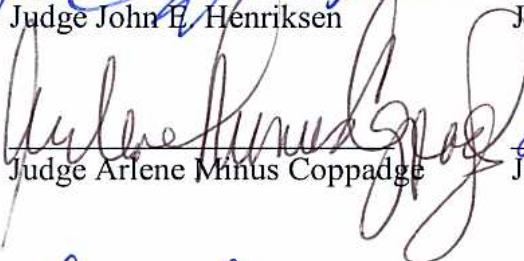
Judge Mardi F. Pyott



Judge John H. Henriksen



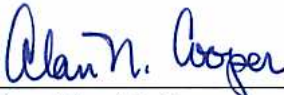
Judge Robert B. Coonin



Judge Arlene Minus Coppadge



Judge Michael K. Newell



Judge Alan N. Cooper



Judge Joelle P. Hitch